RESOLUTION NO. 2012-5

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, SELECTING THE PROPOSAL OF FIREWORKS BY GRUCCI, INC. FOR JULY 4TH FIREWORKS DISPLAY; AUTHORIZING THE VILLAGE MANAGER AND OTHERS TO NEGOTIATE FINAL TERMS AND PREPARE AN AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Village of Key Biscayne, Florida (the "Village") issued a Request for Proposals (RFP) for July 4th Fireworks Display in order to solicit through a competitive procurement process a firm to provide professional fireworks display services for the Village's annual July 4th celebration ("Services"); and

WHEREAS, Fireworks by Grucci, Inc. ("Firm") submitted a proposal in response to the RFP and after review of the proposal submitted, the Village wishes to select the proposal of the Firm to provide the Services; and

WHEREAS, the Village Council finds that this Resolution is in the best interest and welfare of the residents of the Village.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:

Section 1. **Recitals Adopted.** Each of the above stated recitals are hereby adopted, confirmed and incorporated herein.
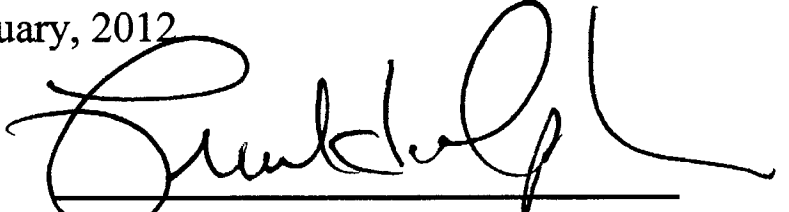
Section 2. **Selection of Firm.** The Village Council hereby selects the proposal of the Firm to provide the Services, a copy of which is attached as Exhibit "A" to this Resolution.

Section 3. **Village Manager and Attorney Authorized.** The Village Manager is hereby authorized to negotiate with the Firm the final terms of an agreement for the provision of the Services, consistent with the Proposal attached as Exhibit "A". The Village Attorney is hereby

authorized to draft an agreement and to do all other things necessary to accomplish the completion of an agreement.

Section 4.   Effective Date.   This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED this __7th__ day of February, 2012

MAYOR FRANKLIN H. CAPLAN

ATTEST:

CONCHITA H. ALVAREZ, MMC, VILLAGE CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

VILLAGE ATTORNEY